



C. Earl Hunter, Commissioner
Promoting and protecting the health of the public and the environment.

TO ALL INTERESTED PARTIES

Notification of Public Notice

Enclosed are public notices issued by the SCDHEC Office of Ocean and Coastal Resource Management and the U.S. Army Corps of Engineers. All interested parties are allowed 30 days for major developments and 15 days for minor developments after receipt of the public notices to file written comments to the OCRM pertaining to the applications. Only those comments received within this period must be reviewed by the OCRM in processing the permit application. Any person wishing notification of the initial OCRM decision on any specific public notice must make written request within the designated review period for that public notice.

APPLICANT	PUBLIC NOTICE NUMBER	SUSPENSE DATE
Seabrook Island POA	2008-1848-2IM-P	April 05, 2009

March 06, 2009



C. Earl Hunter, Commissioner

Promoting and protecting the health of the public and the environment

PUBLIC NOTICE

CLARIFICATION

Seabrook Island POA

2008-1848-2IM-P

The Army Corps of Engineers placed the above project on public notice on January 23, 2009. OCRM did not place this project on public notice at that time because additional information was required from the applicant. This notice is to clarify that OCRM is placing the above project on public notice March 6, 2009 and that the correct suspense date to have comments to OCRM is **April 5, 2009**.

Comments will be received on this public notice at the address below until April 5, 2009.
For further information, please contact the project manager, Bill Eiser, at 843-953-0237.

March 6, 2009

JOINT
PUBLIC NOTICE

CHARLESTON DISTRICT, CORPS OF ENGINEERS

69A Hagood Avenue

Charleston, South Carolina 29403-5107

and the

S.C. DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL

OFFICE OF OCEAN AND COASTAL RESOURCE MANAGEMENT

1362 McMillan Avenue, Suite 400

Charleston, South Carolina 29405

REGULATORY DIVISION

Refer to: P/N #2008-1848-2IM

January 23, 2009

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), Sections 401 and 404 of the Clean Water Act (33 U.S.C. 1344), and the South Carolina Coastal Zone Management Act (48-39-10 et.seq.) an application has been submitted to the Department of the Army and the S.C. Department of Health and Environmental Control by

**SEABROOK ISLAND POA
C/O JOHN THOMPSON
1202 LANDFALL WAY
JOHNS ISLAND, SOUTH CAROLINA 29455**

for a permit to perform maintenance and repair of three existing outfall structures in

SAMS CREEK

at the existing Seabrook Island neighborhood, along Seabrook Island Road, Johns Island, Charleston County, South Carolina, (Latitude: 32.569167; Longitude: -80.163889, Latitude: 32.573889; Longitude: -80.164167, and Latitude: 32.576389; Longitude: -80.164444).

In order to give all interested parties an opportunity to express their views

N O T I C E

is hereby given that written statements regarding the proposed work will be received by both of the above mentioned offices until

12 O'CLOCK NOON, MONDAY, FEBRUARY 23, 2009

from those interested in the activity and whose interests may be affected by the proposed work.

The proposed project consists of the maintenance and repair of three existing outfall structures in close proximity of each other. The work near Oyster Catcher Court will consist of replacing a deteriorated culvert and a tidal flap gate on the culvert, a sediment trap will be created by excavating 16.13 cubic yards of material and the installation of 18.71 cubic yards of rip rap will protect the outfall. The work labeled as near the lookout on Seabrook Island Road will consist of adding Red Valve Tide Flex valves, a new junction box will be installed at the existing outfall to combine flow from the two existing pipes that will share a single Tide Flex valve mounted to the junction box. A sediment trap will be created by excavating 8.69 cubic yards of material and the installation of 7.0 cubic yards of rip rap will protect the outfall. The third outfall, referred to as the outfall near Marsh Hen Road will consist of the addition of Red Tide Flex valves, and a new headwall

will be constructed to allow the valve to be mounted. A sediment trap will be created by excavating 8.30 cubic yards of material and the installation 14.55 cubic yards of rip rap is proposed to protect the outfall. See the drawings for each of the three outfalls structures shown separately in more detail.

NOTE: Plans depicting the work described in this notice are available and will be provided, upon receipt of a written request, to anyone that is interested in obtaining a copy of the plans for the specific project. The request must identify the project of interest by public notice number and a self-addressed stamped envelope must also be provided for mailing the drawings to you. Your request for drawings should be addressed to the

**U.S. Army Corps of Engineers
ATTN: REGULATORY DIVISION
69A Hagood Avenue
Charleston, South Carolina 29403-5107**

The District Engineer has concluded that the discharges associated with this project, both direct and indirect, should be reviewed by the South Carolina Department of Health and Environmental Control in accordance with provisions of Section 401 of the Clean Water Act. As such, this notice constitutes a request, on behalf of the applicant, for certification that this project will comply with applicable effluent limitations and water quality standards. The work shown on this application must also be certified as consistent with applicable provisions the Coastal Zone Management Program (15 CFR 930). The District Engineer will not process this application to a conclusion until such certifications are received. The applicant is hereby advised that supplemental information may be required by the State to facilitate the review.

This notice initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. Implementation of the proposed project would impact 1.2 acres of estuarine substrates and emergent wetlands utilized by various life stages of species comprising the red drum, shrimp, and snapper-grouper management complexes. Our initial determination is that the proposed action would not have a substantial individual or cumulative adverse impact on EFH or fisheries managed by the South Atlantic Fishery Management Council and the National Marine Fisheries Service (NMFS). Our final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the NMFS.

Pursuant to Section 7(c) of the Endangered Species Act of 1973 (as amended), the District Engineer has consulted the most recently available information and has determined that the project is not likely to adversely affect any Federally endangered, threatened, or proposed species or result in the destruction or adverse modification of designated or proposed critical habitat. This public notice serves as a request for written concurrence from the U.S. Fish and Wildlife Service and/or the National Marine Fisheries Service on this determination.

Pursuant to Section 106 of the National Historic Preservation Act (NHPA), this public notice also constitutes a request to Indian Tribes to notify the District Engineer of any historic properties of religious and cultural significance to them that may be affected by the proposed undertaking.

In accordance with the NHPA, the District Engineer has also consulted the latest published version of the National Register of Historic Places for the presence or absence of registered properties, or properties listed as being eligible for inclusion therein, and this worksite is not included as a registered property or property listed as being eligible for inclusion in the Register. To insure that other cultural resources that the District Engineer is not aware of are

not overlooked, this public notice also serves as a request to the State Historic Preservation Office to provide any information it may have with regard to historic and cultural resources.

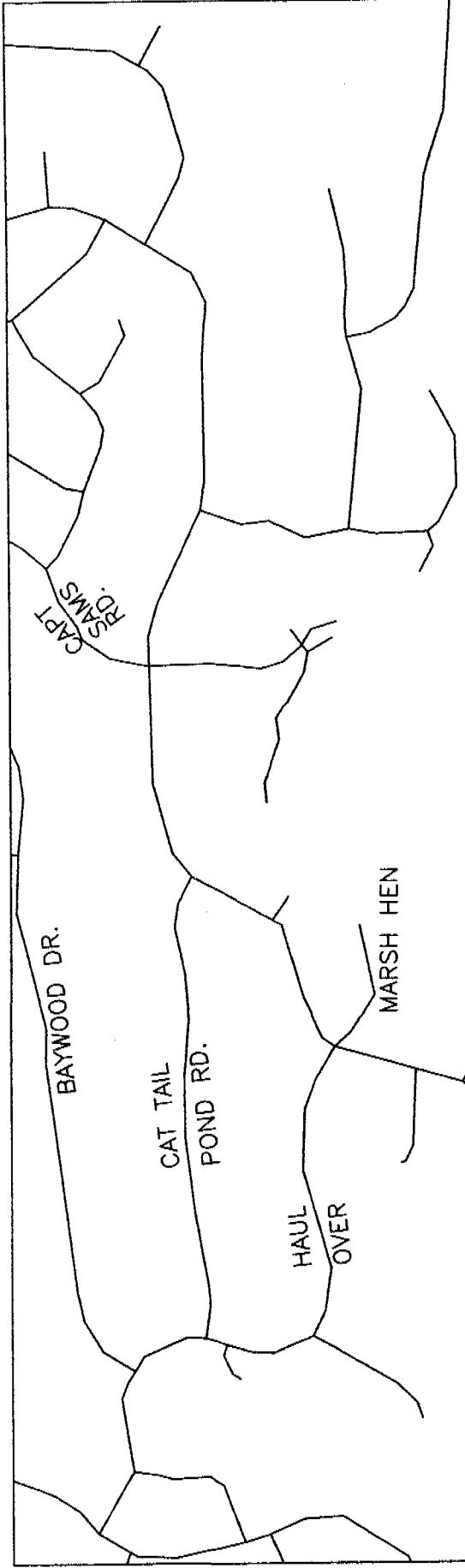
Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reasons for holding a public hearing.

The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the activity on the public interest and will include application of the guidelines promulgated by the Administrator, Environmental Protection Agency (EPA), under authority of Section 404(b) of the Clean Water Act and, as appropriate, the criteria established under authority of Section 102 of the Marine Protection, Research and Sanctuaries Act of 1972, as amended. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the project must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the project will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production and, in general, the needs and welfare of the people. A permit will be granted unless the District Engineer determines that it would be contrary to the public interest. In cases of conflicting property rights, the Corps of Engineers cannot undertake to adjudicate rival claims.

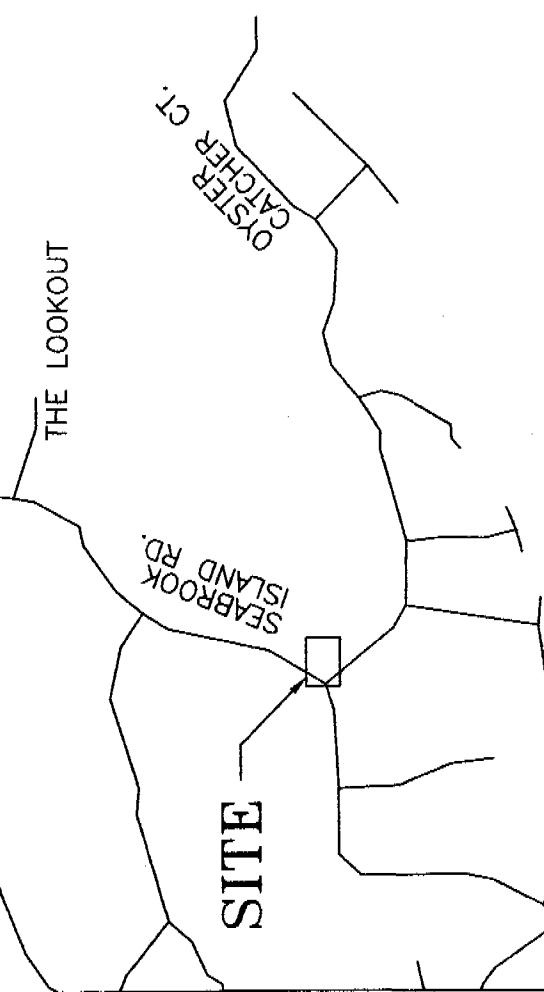
The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this project. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the activity.

If there are any questions concerning this public notice, please contact Christopher Mims at 843-329-8044 or toll free at 1-866-329-8187.

Bill Eiser
Project Manager
SCDHEC-OCRM



LOCATION MAP
NOT TO SCALE



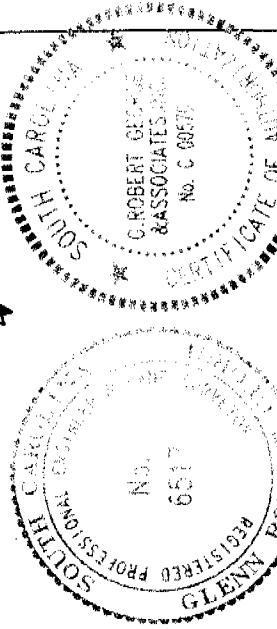
TMS NO. 147-00-00-002
DRAWING NOT TO SCALE 1929 NGVD

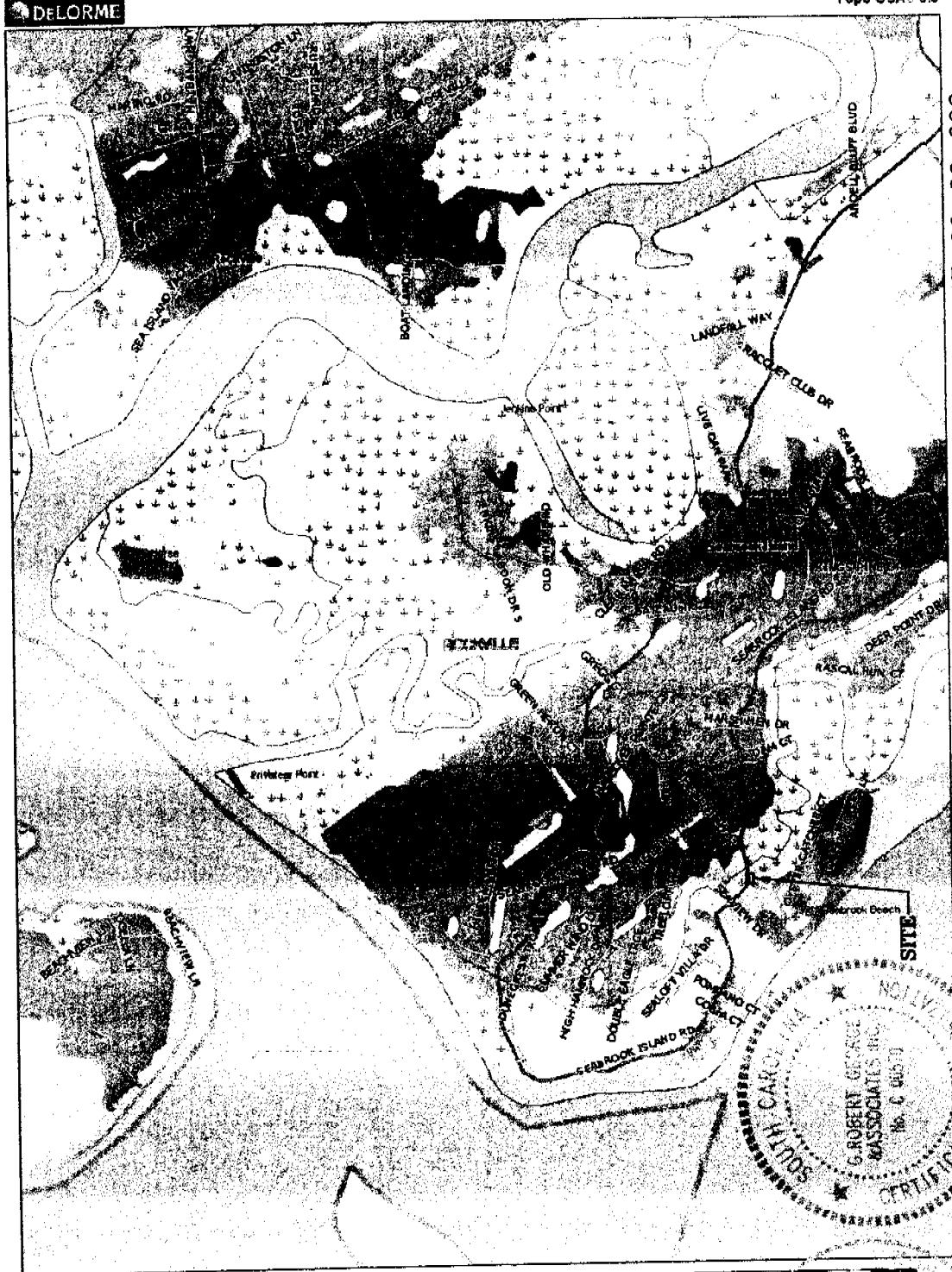
ADJACENT PROPERTY OWNERS:
1. SEABROOK ISLAND PROPERTY
OWNERS ASSOCIATION

SAC 2008-1848-2IM
Sheet 1 of 19

APPLICANT: SEABROOK ISLAND PROPERTY OWNERS ASSOCIATION	LOCATION: SEABROOK ISLAND ROAD SEABROOK ISLAND, S.C.
ACTIVITY: MAINTENANCE AND REPAIR OF OUTFALL STRUCTURE ON SEABROOK ISLAND ROAD NEAR OYSTER CATCHER CT	COUNTY: CHARLESTON REVISED: DEC. 15, 2008 DATE: SEPT. 10, 2008

P/N#





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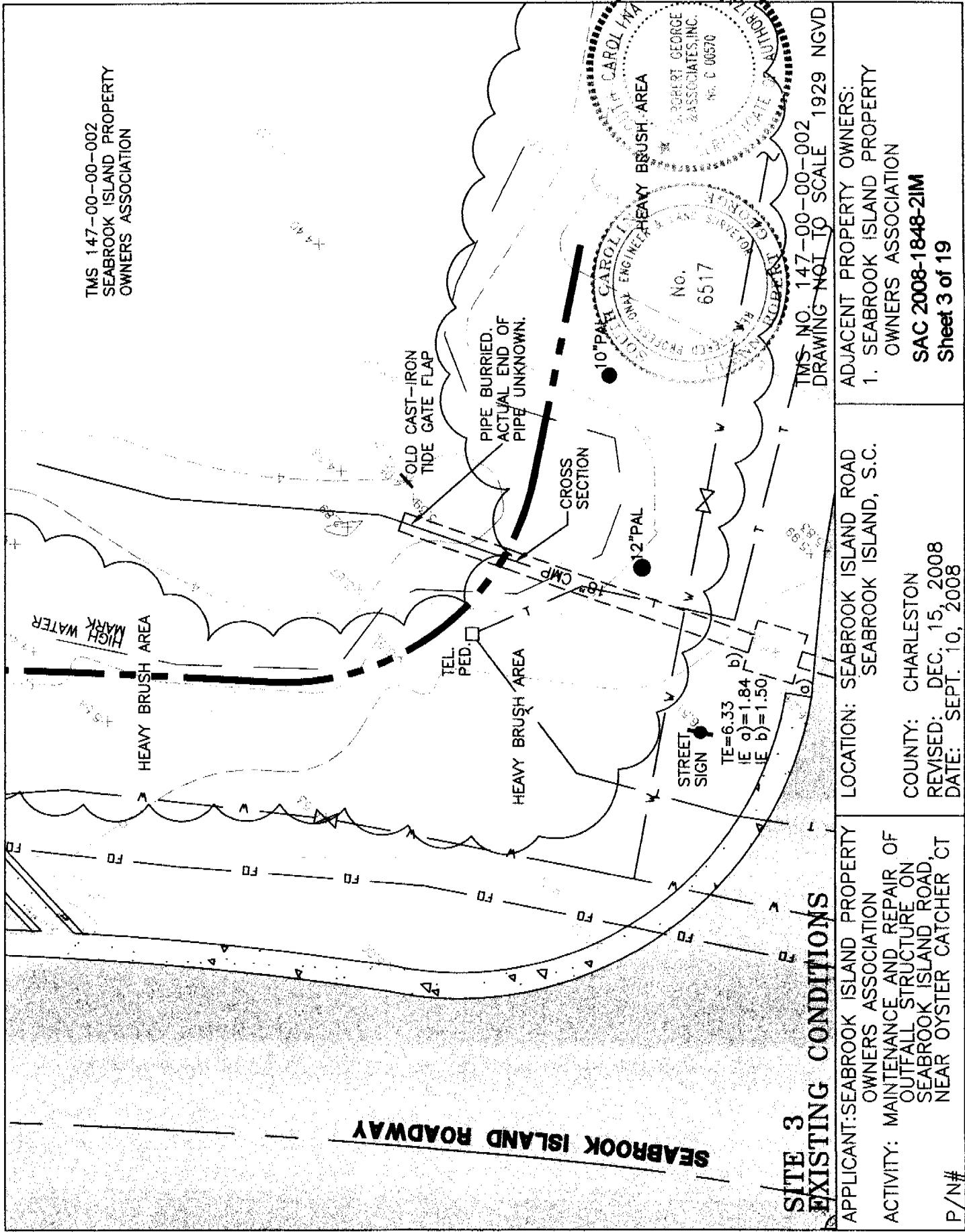
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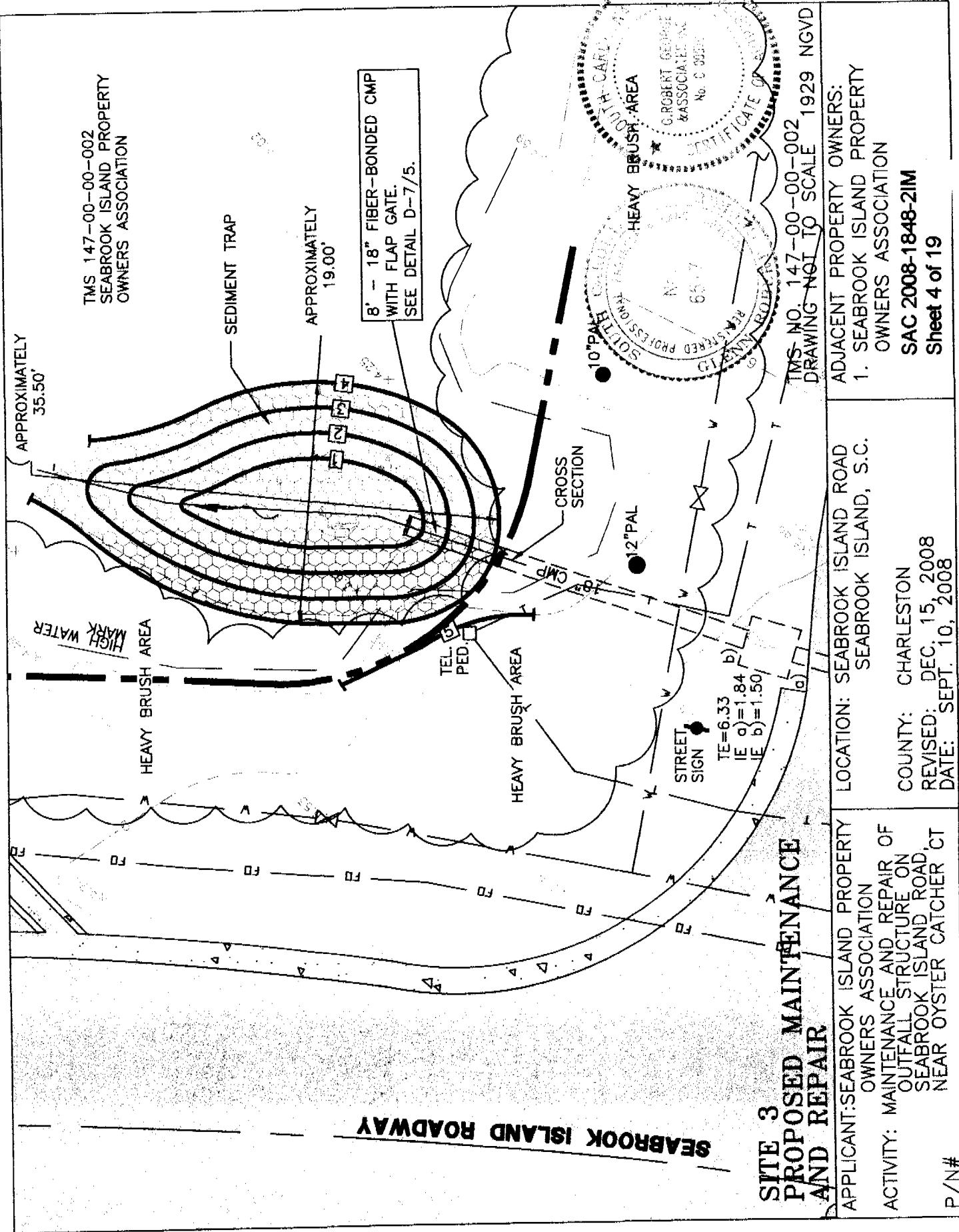
www.delorme.com

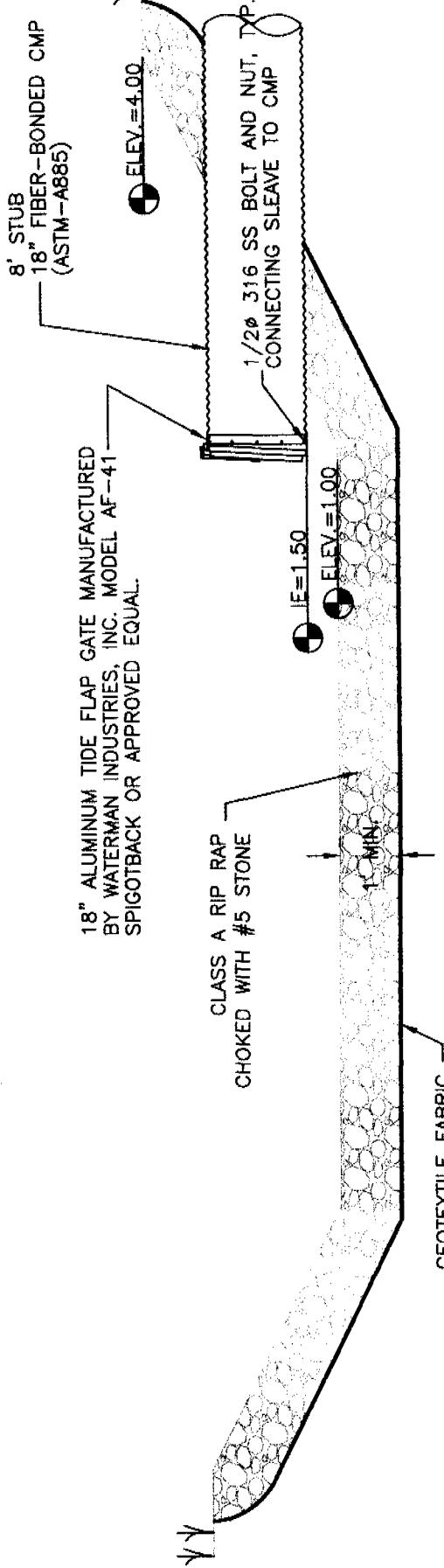
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APPLICANT: SEABROOK ISLAND PROPERTY OWNERS ASSOCIATION		LOCATION: SEABROOK ISLAND ROAD SEABROOK ISLAND, S.C.	ADJACENT PROPERTY OWNERS: 1. SEABROOK ISLAND PROPERTY OWNERS ASSOCIATION
ACTIVITY: MAINTENANCE AND REPAIR OF OUTFALL STRUCTURE ON SEABROOK ISLAND ROAD NEAR OYSTER CATCHER CT		COUNTY: CHARLESTON REVISED: DEC. 15, 2008 DATE: SEPT. 10, 2008	SAC 2008-1848-21M Sheet 2 of 19
D/N#			DRAWING NOT TO SCALE 1929 NGVD

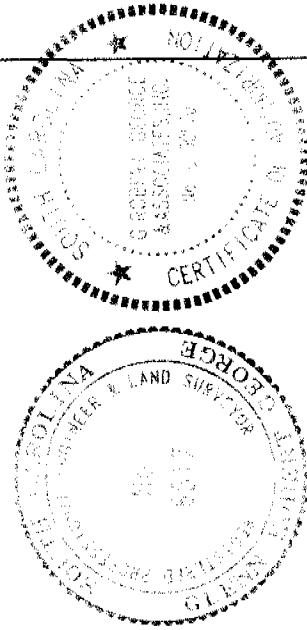
TMS 147-00-00-002
SEABROOK ISLAND PROPERTY
OWNERS ASSOCIATION





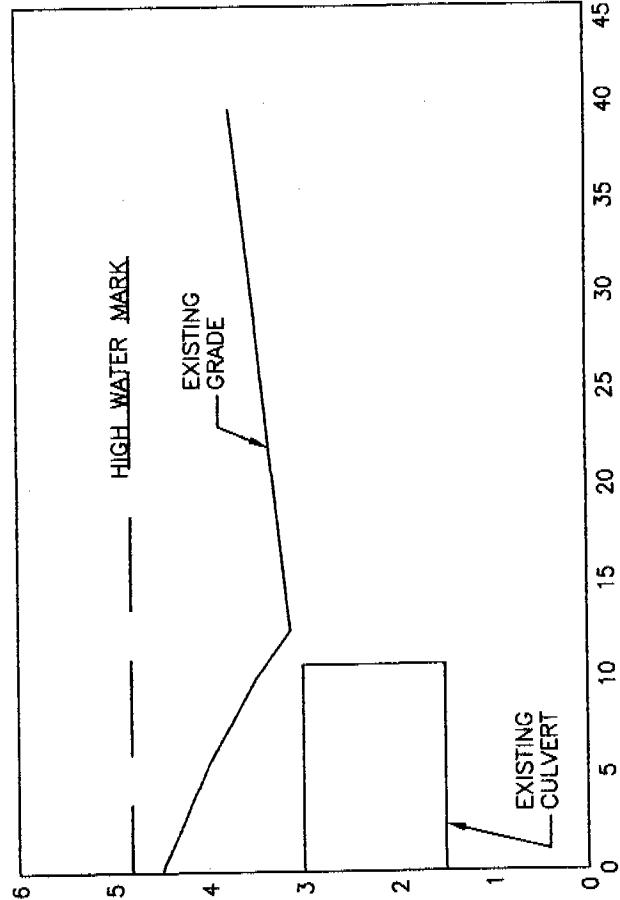


D-7 TIDAL FLAP GATE AND SILT TRAP
5
NOT TO SCALE

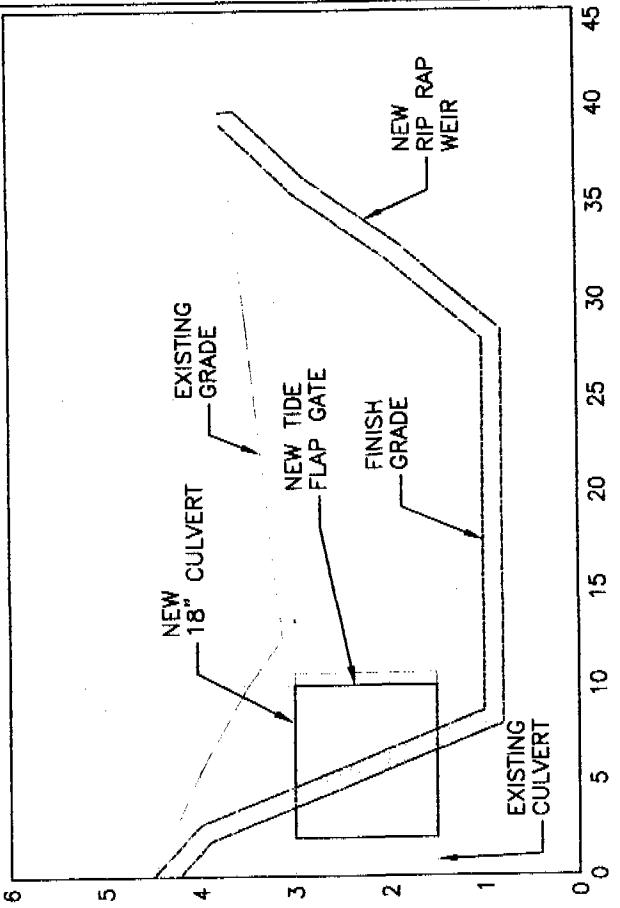


APPLICANT: SEABROOK ISLAND PROPERTY OWNERS ASSOCIATION	LOCATION: SEABROOK ISLAND ROAD SEABROOK ISLAND, S.C.	ADJACENT PROPERTY OWNERS: 1. SEABROOK ISLAND PROPERTY OWNERS ASSOCIATION
ACTIVITY: MAINTENANCE AND REPAIR OF OUTFALL STRUCTURE ON SEABROOK ISLAND ROAD NEAR OYSTER CATCHER CT P/N#	COUNTY: CHARLESTON REVISED: DEC. 15, 2008 DATE: SEPT. 10, 2008	SAC 2008-1848-2IM Sheet 5 of 19
		5

EXISTING CROSS SECTION

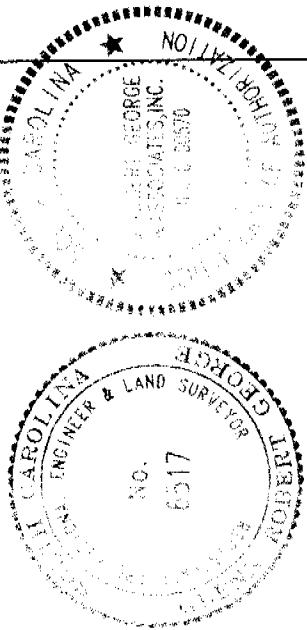


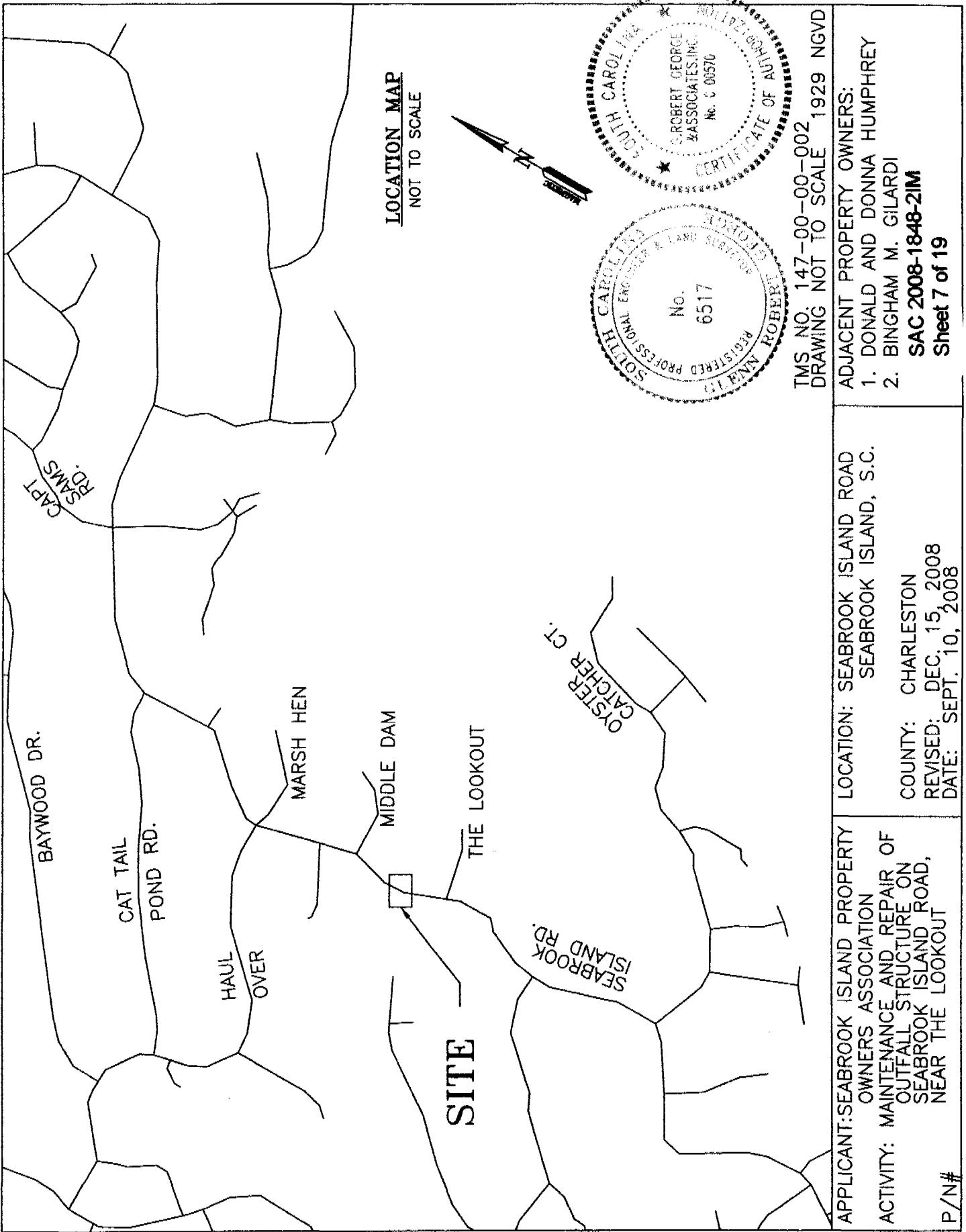
PROPOSED CROSS SECTION



PROPOSED EXCAVATION=16.13 CY
PROPOSED RIP RAP IN-PLACE=18.71 CY

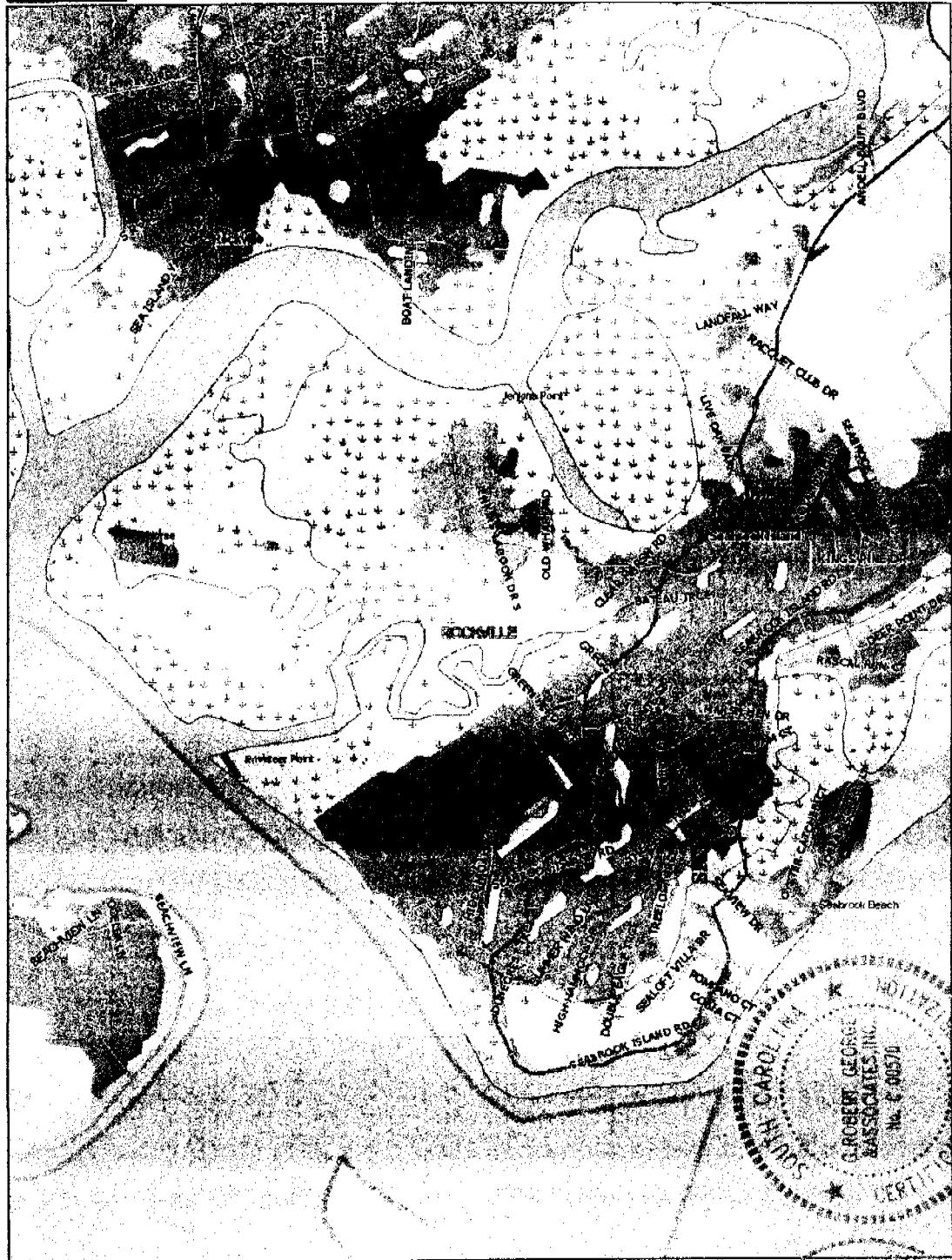
APPLICANT: SEABROOK ISLAND PROPERTY OWNERS ASSOCIATION	LOCATION: SEABROOK ISLAND ROAD SEABROOK ISLAND, S.C.	ADJACENT PROPERTY OWNERS: 1. SEABROOK ISLAND PROPERTY OWNERS ASSOCIATION
ACTIVITY: MAINTENANCE AND REPAIR OF OUTFALL STRUCTURE ON SEABROOK ISLAND ROAD, NEAR OYSTER CATCHER CT P/N#	COUNTY: CHARLESTON REVISED: DEC. 15, 2008 DATE: SEPT. 10, 2008	SAC 2008-1848-2IM Sheet 6 of 19
		TMS NO. 147-00-00-002 DRAWING NOT TO SCALE 1929 NGVD





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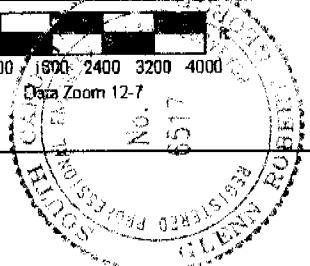
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TMS NO. 147-00-00-002
DRAWING NOT TO SCALE 1929 NGVD
ADJACENT PROPERTY OWNERS:
1. DONALD AND DONNA HUMPHREY
2. BINGHAM M. GILARDI
SAC 2008-1848-2IM
Sheet 8 of 19

LOCATION: SEABROOK ISLAND ROAD
SEABROOK ISLAND, S.C.
COUNTY: CHARLESTON
REVISED: DEC. 15, 2008
DATE: SEPT. 10, 2008

APPLICANT: SEABROOK ISLAND PROPERTY OWNERS ASSOCIATION
ACTIVITY: MAINTENANCE AND REPAIR OF OUTFALL STRUCTURE ON SEABROOK ISLAND ROAD, NEAR THE LOOKOUT
P/N#

TMS 147-00-00-002
SEABROOK ISLAND PROPERTY
OWNERS ASSOCIATION

TMS 147-11-00-013
BINGHAM M. GILARDI

EXISTING CONDITIONS SITE 1

APPLICANT: SEABROOK ISLAND PROPERTY
OWNERS ASSOCIATION
ACTIVITY: MAINTENANCE AND REPAIR OF
OUTFALL STRUCTURE ON
SEABROOK ISLAND ROAD,
NEAR THE LOOKOUT

1-2-3,
LOCATION: SEABROOK ISLAND ROAD
SEABROOK ISLAND, S.C.

ADJACENT PROPERTY OWNERS:

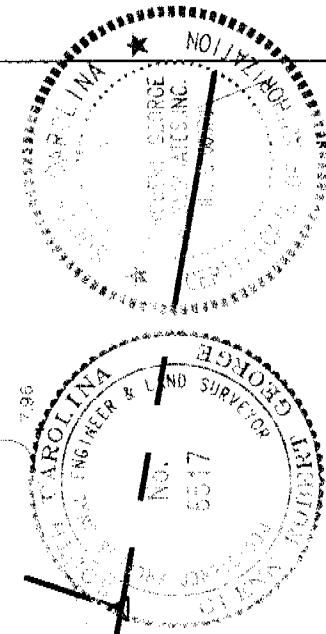
2. BINGHAM M. GLARD

SAC 2008-1848-2IM

Sheet 9 of 19

1

TMS NO. 147-00-002
DRAWING NOT TO SCALE 1929 NGVD



TMS 147-00-00-002
SEABROOK ISLAND PROPERTY
OWNERS ASSOCIATION

7" MAG

15" OAK

12" OAK

CRITICAL LINE
REFERENCED BY
BOLTON ON
OCT. 24, 2008.

PROPERTY LINE

TMS 147-11-00-013
PINCHHAM, SEABROOK

TMS 147-11-00-012
DONALD AND DONNA
HUMPHREY

D-3

4

5

19" OAK

11" PAL

20" OAK

16" OAK

TE=7.50

10'x4' NEW JUNCTION BOX
WITH TIDEFLEX SERIES
35-1 CHECK VALVE

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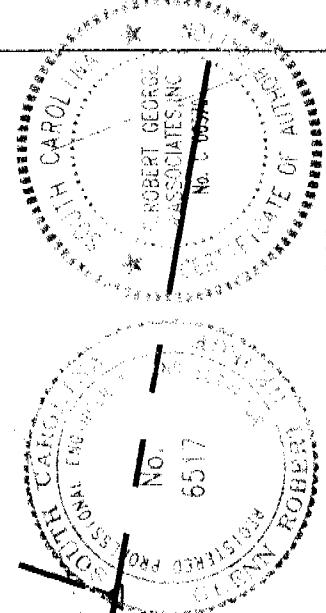
35-1000

NEW RIPRAP
SEE RIPRAP NOTE

A technical line drawing showing a wooden guard rail installed along a curved railway track. The rail is supported by a series of wooden posts. A small rectangular box contains the letters 'Z', which is likely a reference mark or part number.

PROPOSED MAINTENANCE AND REPAIR

EX C TE=6.20 IE=2.67	TMS NO. 147-00-00-002 DRAWING NOT TO SCALE 1929 NGVD	ADJACENT PROPERTY OWNERS: 1. DONALD AND DONNA HUMPHREY 2. BINGHAM M. GILARDI
LOCATION: SEABROOK ISLAND ROAD SEABROOK ISLAND, S.C.	COUNTY: CHARLESTON REVISED: DEC. 15, 2008 DATE: SEPT. 10, 2008	SAC 2008-1848-2IM Sheet 10 of 19



ADJACENT PROPERTY OWNERS:
TMS NO. 147-00-002
DRAWING NOT TO SCALE 1929 NGVD

P/N#
AT ELEGANT SEABROOK ISLAND - TROT LANE
OWNERS ASSOCIATION
ACTIVITY: MAINTENANCE AND REPAIR OF
OUTFALL STRUCTURE ON
SEABROOK ISLAND ROAD,
NEAR THE LOOKOUT

SEABROOK ISLAND, S.C.

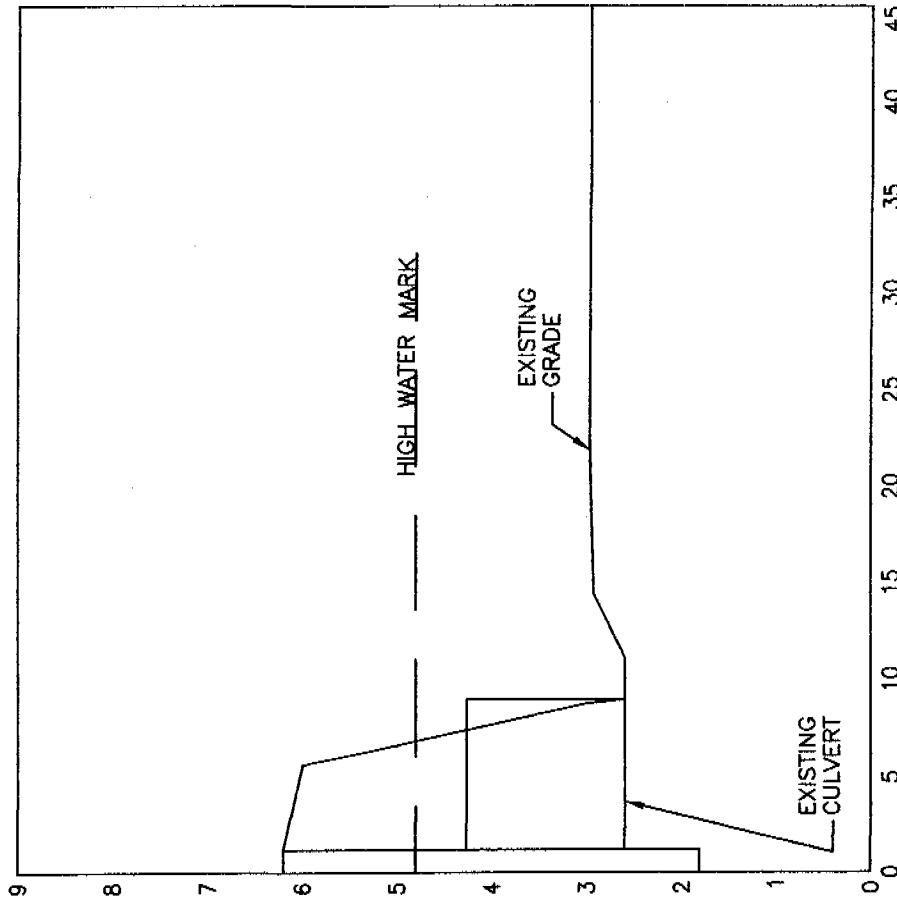
COUNTY: CHARLESTON
REVISED: DEC. 15, 2008
DATE: SEPT. 10, 2008

BINGHAM W. GILARDI

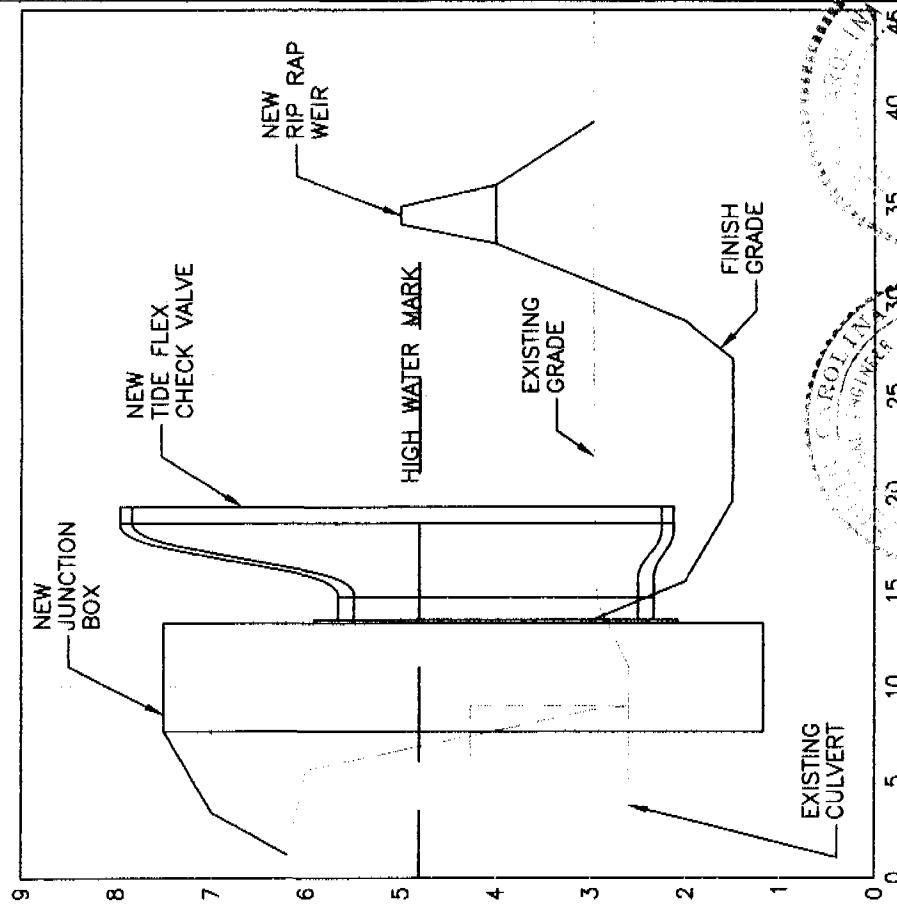
SAC 2008-1848-2|M

Sheet 10 of 19

EXISTING CROSS SECTION



PROPOSED CROSS SECTION

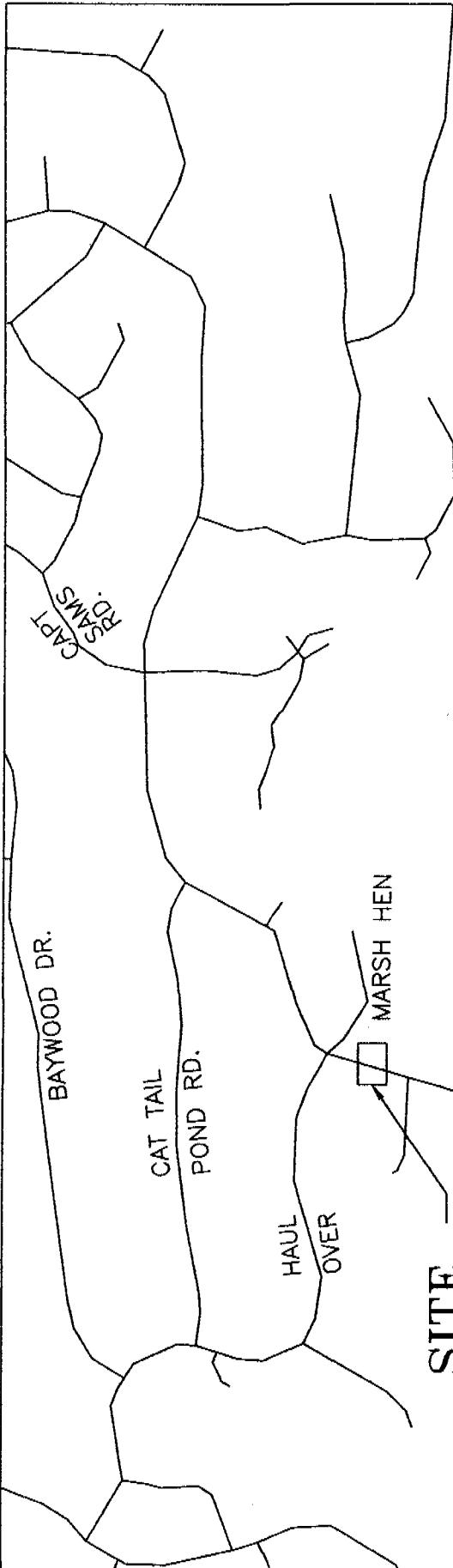


PROPOSED EXCAVATION=8.69 CY
PROPOSED RIP RAP IN PLACE=7.00 CY

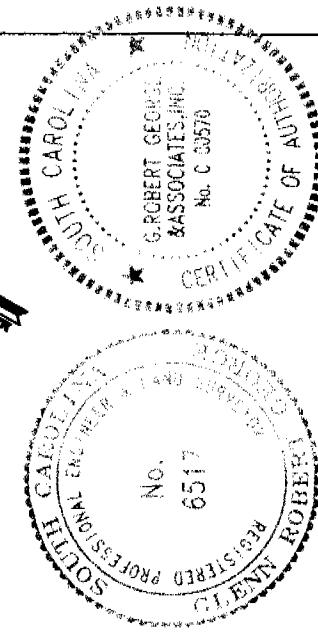
APPLICANT: SEABROOK ISLAND PROPERTY OWNERS ASSOCIATION
ACTIVITY: MAINTENANCE AND REPAIR OF OUTFALL STRUCTURE ON SEABROOK ISLAND ROAD, NEAR THE LOOKOUT P/N#

LOCATION: SEABROOK ISLAND ROAD, S.C.
COUNTY: CHARLESTON
REVISED: DEC. 15, 2008
DATE: SEPT. 10, 2008

TMS NO. 147-00-00-002
DRAWING NOT TO SCALE 1929 NGVD
ADJACENT PROPERTY OWNERS:
1. DONALD AND DONNA HUMPHREY
2. BINGHAM M. GILARDI
SAC 2008-1848-2IM
Sheet 12 of 19



LOCATION MAP
NOT TO SCALE



TMS NO: 147-00-00-002
DRAWING NOT TO SCALE 1929 NGVD

ADJACENT PROPERTY OWNERS:
1. STEWART B. HAAS TRUST ET AL

2. TOWN OF SEABROOK ISLAND

3. RAYMOND AND JANET GORKI TRUST

SAC 2008-1848-2IM

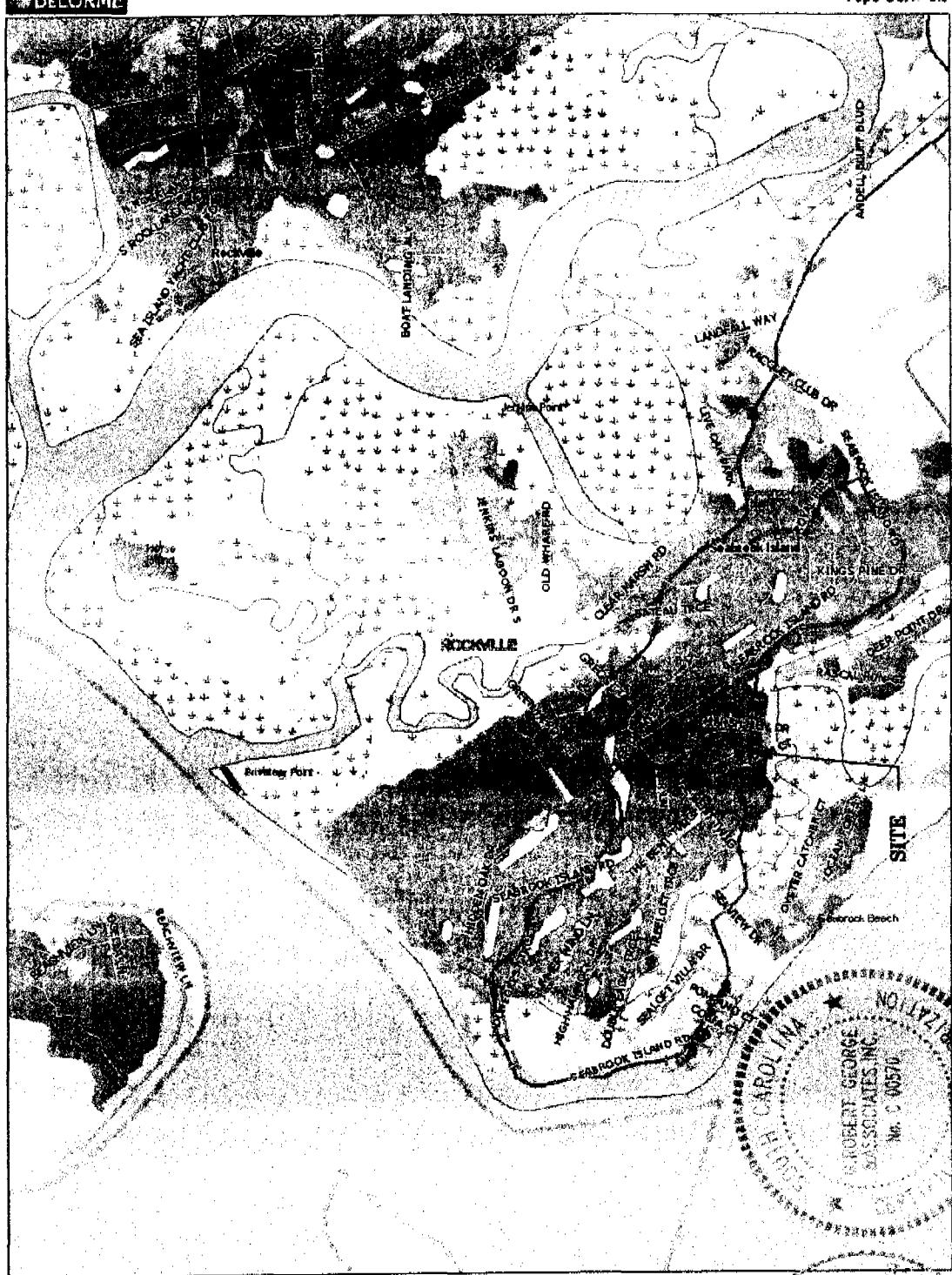
Sheet 13 of 19

APPLICANT: SEABROOK ISLAND PROPERTY OWNERS ASSOCIATION	LOCATION: SEABROOK ISLAND ROAD SEABROOK ISLAND, S.C.
ACTIVITY: MAINTENANCE AND REPAIR OF OUTFALL STRUCTURE ON SEABROOK ISLAND ROAD, NEAR MARSH HEN	COUNTY: CHARLESTON REVISED: DEC. 15, 2008 DATE: SEPT. 10, 2008
P/N#	

APPLICANT: SEABROOK ISLAND PROPERTY OWNERS ASSOCIATION

1. STEWART B. HAAS TRUST ET AL
2. TOWN OF SEABROOK ISLAND
3. RAYMOND AND JANET GORKI TRUST

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MN (7.0° W)

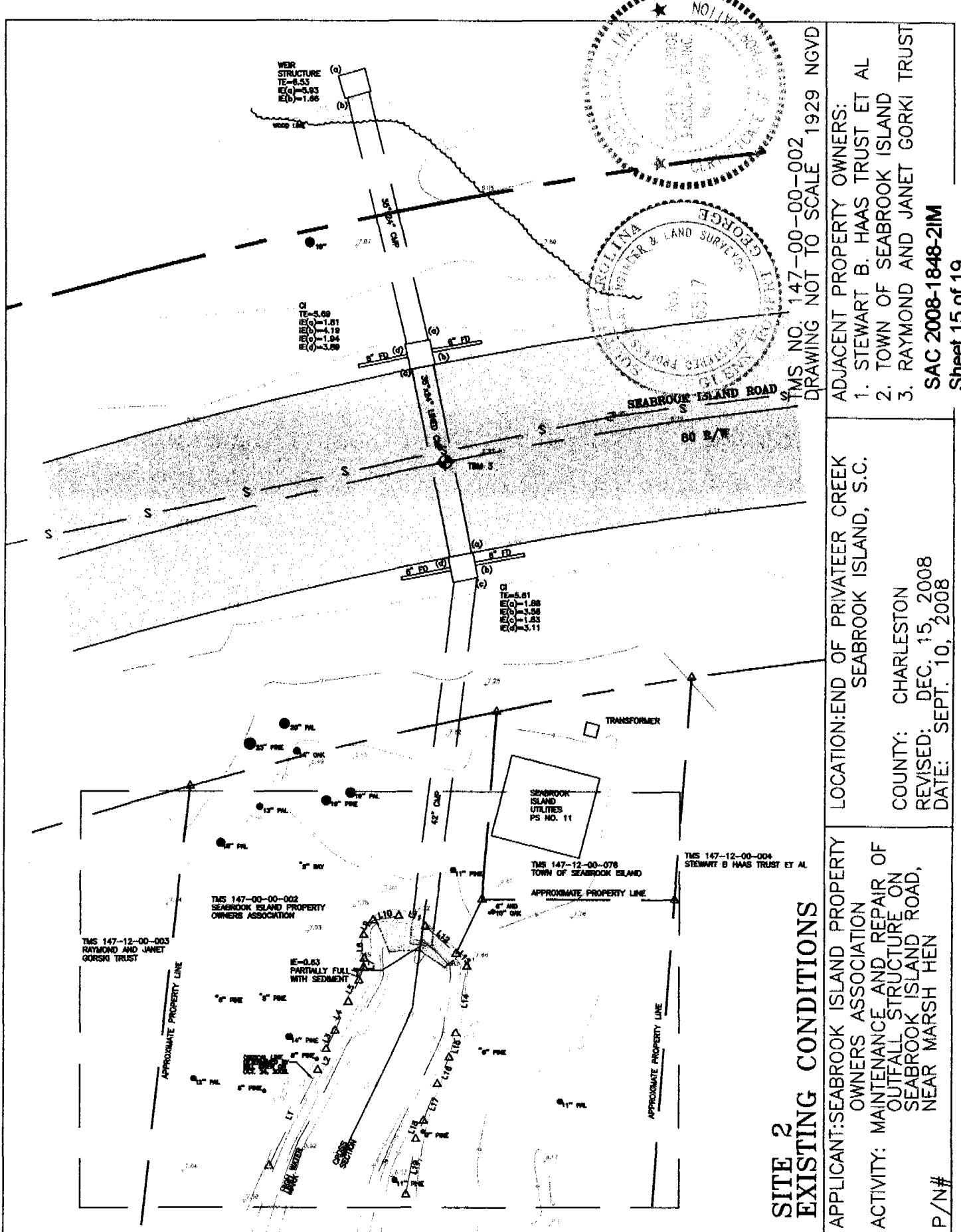
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Data Zoom 12-7
No. 5517

Topo USA® 6.0
TMS NO. 147-00-00-002
DRAWING NOT TO SCALE 1929 NGVD
ADJACENT PROPERTY OWNERS:
1. STEWART B. HAAS TRUST ET AL
2. TOWN OF SEABROOK ISLAND
3. RAYMOND AND JANET GORKI TRUST
SAC 2008-1848-2IM
Sheet 14 of 19

APPLICANT: SEABROOK ISLAND PROPERTY OWNERS ASSOCIATION
ACTIVITY: MAINTENANCE AND REPAIR OF OUTFALL STRUCTURE ON SEABROOK ISLAND ROAD, NEAR MARSH HEN
P/N#

LOCATION: SEABROOK ISLAND ROAD
SEABROOK ISLAND, S.C.

COUNTY: CHARLESTON
REVISED: DEC. 15, 2008
DATE: SEPT. 10, 2008



SITE 2 EXISTING CONDITIONS

APPLICANT: SEABROOK ISLAND PROPERTY
OWNERS ASSOCIATION
ACTIVITY: MAINTENANCE AND REPAIR OF
OUTFALL STRUCTURE ON
SEABROOK ISLAND ROAD,
NEAR MARSH HEN

LOCATION:END OF PRIVATEER CREEK
SEABROOK ISLAND, S.C.

COUNTY: CHARLESTON
REVISED: DEC. 15, 2008
DATE: SEPT. 10, 2008

ADJACENT PROPERTY OWNERS

- ADJACENT PROPERTY OWNERS.
1. STEWART B. HAAS TRUST ET AL
2. TOWN OF SEABROOK ISLAND
3. RAYMOND AND JANET GORKI TRUST

SAC 2008-1848-2IM

Sheet 15 of 19

SEABROOK
ISLAND UTILITIES
PS NO. 11

42" CMF

9, PINE
1911

21

8" PAL

5" DAY

10

PINE

TMS 147-12-00-076
TOWN OF SEABROOK ISLAND

TMS 147-00-00-002
SEABROOK ISLAND PROPERTY
OWNERS ASSOCIATION

APPROXIMATE PROPERTY LINE

TMS 147-12-00-003
RAYMOND AND JANET
GORSKI TRUST

APPROXIMATE PROPERTY LINE

SITE 2 PROPOSED MAINTENANCE AND REPAIR

APPLICANT: SEABROOK ISLAND PROPERTY
OWNERS ASSOCIATION
ACTIVITY: MAINTENANCE AND REPAIR OF
OUTFALL STRUCTURE ON
SEABROOK ISLAND ROAD,
NEAR MARSH HEN

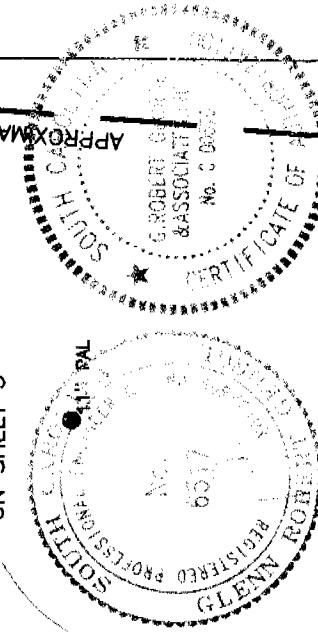
DRAWING NO. 10 SCALE 1/23 NGV

ADJACENT PROPERTY OWNERS:
1. STEWART B. HAAS TRUST ET

2. TOWN OF SEABROOK ISLAND
3. RAYMOND AND JANET GORKI TRUST

SAC 2008-1848-2|M

Sheet 17 of 19



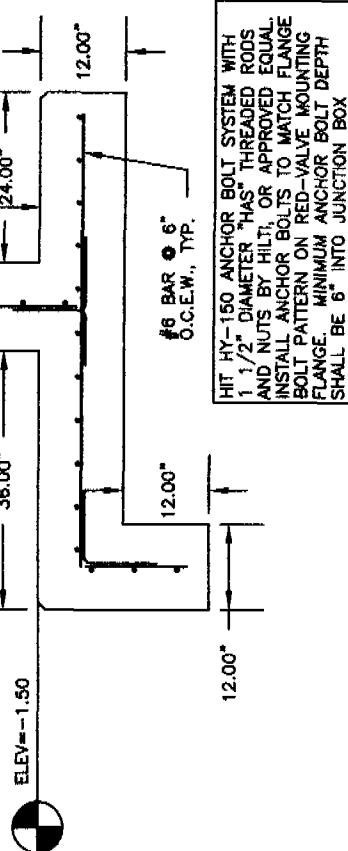
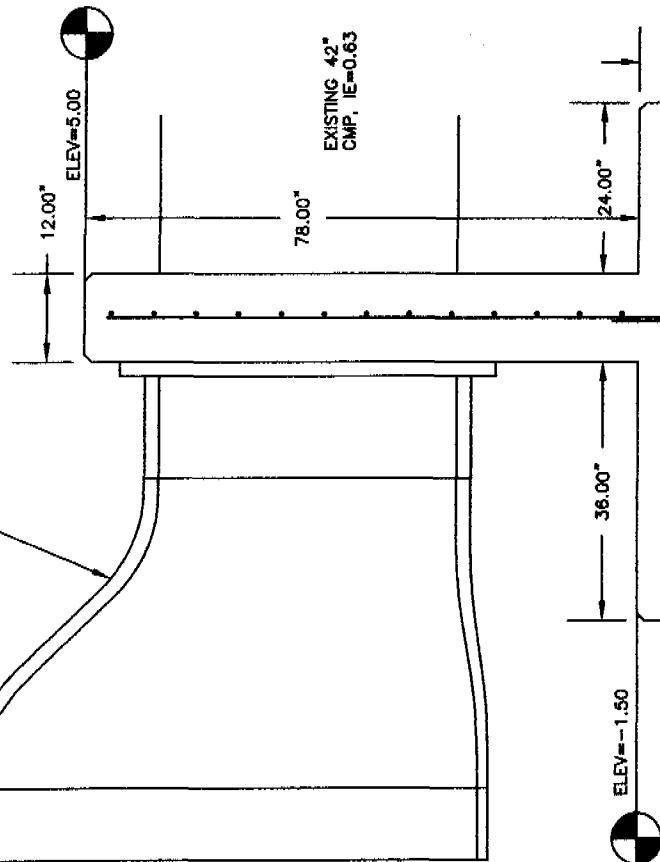
A circular stamp with a double-line border. The outer ring contains the text "NOT TO SCALE" at the top and "DRAWING NO." at the bottom. The inner circle contains the number "147-00-002".

LOCATION: SEABROOK ISLAND ROAD
SEABROOK ISLAND, S.C.

2. TOWN OF SEABROOK ISLAND
3. RAYMOND AND JANET GORKI TRUST
SAC 2008-1848-2M

Sheet 17 of 19

42" TIDEFLEX SERIES 35-1
CHECK VALVE, FLUSH MOUNTED
TO JUNCTION BOX WITH ANCHOR
BOLTS (SEE NOTE)
IE=0.63



HEADWALL WITH TIDEFLEX CHECK VALVE

D-5
4
NOT TO SCALE

APPLICANT: SEABROOK ISLAND PROPERTY OWNERS ASSOCIATION
ACTIVITY: MAINTENANCE AND REPAIR OF OUTFALL STRUCTURE ON SEABROOK ISLAND ROAD, NEAR MARSH HEN
P/N#

LOCATION: SEABROOK ISLAND ROAD
SEABROOK ISLAND, S.C.

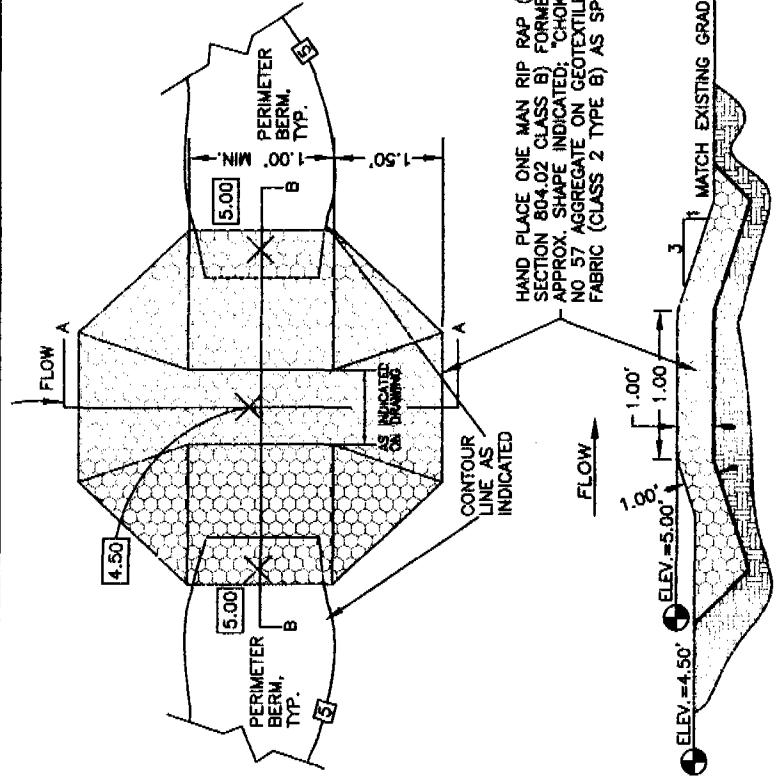
COUNTY: CHARLESTON
REVISED: DEC. 15, 2008
DATE: SEPT. 10, 2008

TMS NO. 147-00-00-002
DRAWING NOT TO SCALE 1929 NGVD

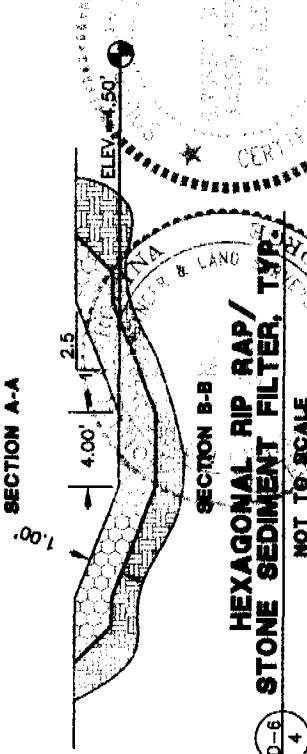
ADJACENT PROPERTY OWNERS:
1. STEWART B. HAAS TRUST ET AL

2. TOWN OF SEABROOK ISLAND
3. RAYMOND AND JANET GORKI TRUST

SAC 2008-1848-2IM



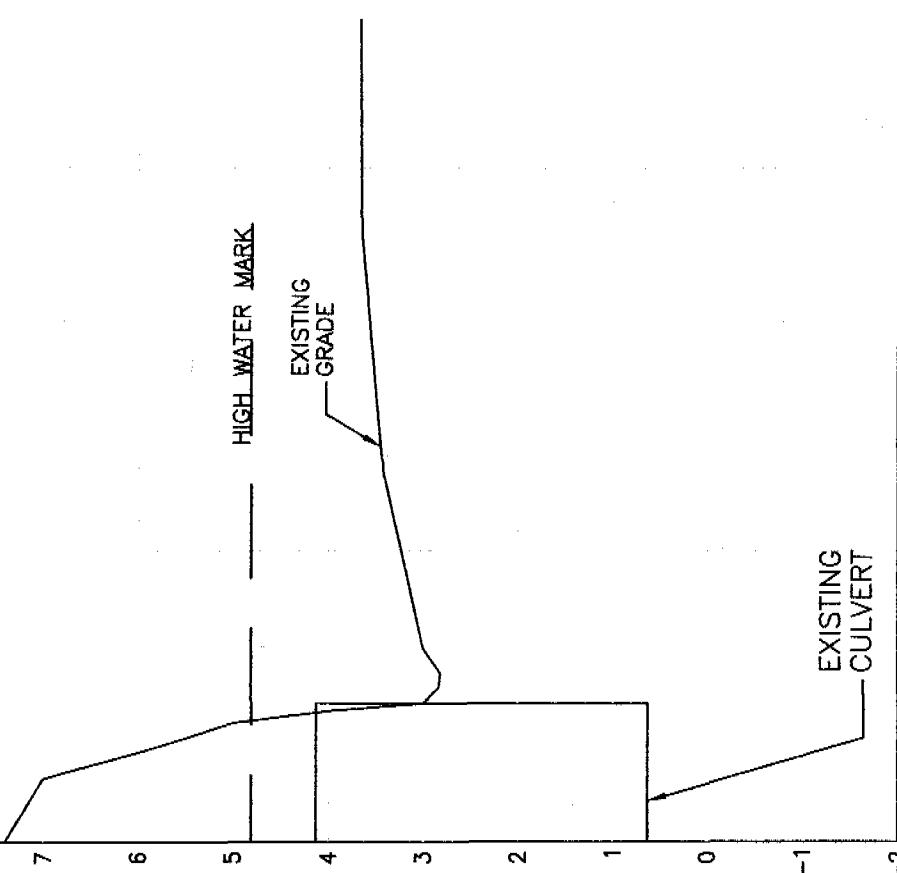
SECTION A-A



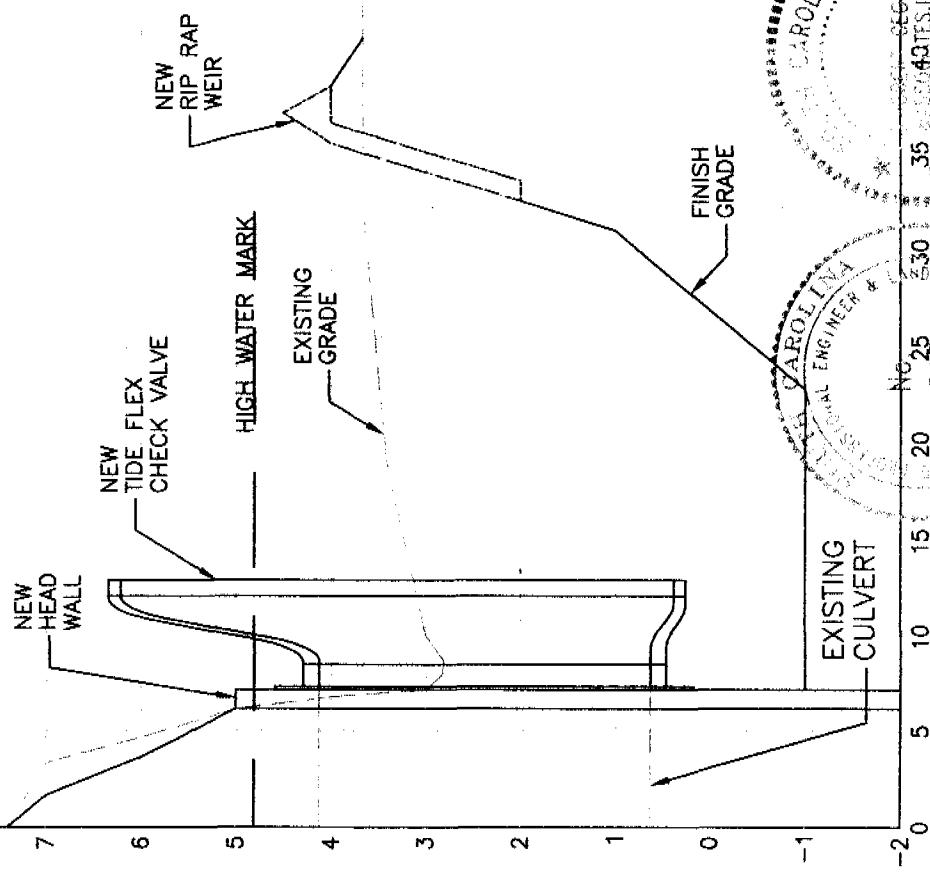
SECTION B-B
HEXAGONAL RIP RAP/
STONE SEDIMENT FILTER, TYP.

D-6
NOT TO SCALE

EXISTING CROSS SECTION



PROPOSED CROSS SECTION



PROPOSED EXCAVATION = 8.30 CY
PROPOSED RIP RAP IN-PLACE = 14.55 CY

APPLICANT: SEABROOK ISLAND PROPERTY OWNERS ASSOCIATION
ACTIVITY: MAINTENANCE AND REPAIR OF OUTFALL STRUCTURE ON SEABROOK ISLAND ROAD, NEAR MARSH HEN

P/N# 7
P/N# 1848-2IM

LOCATION: END OF PRIVATEER CREEK SEABROOK ISLAND, S.C.

COUNTY: CHARLESTON
REVISED: DEC. 15, 2008
DATE: SEPT. 10, 2008

TMS NO: 147-00-00-002
DRAWING: NOT TO SCALE 1929 NGVD

ADJACENT PROPERTY OWNERS:
1. STEWART B. HAAS TRUST ET AL
2. TOWN OF SEABROOK ISLAND
3. RAYMOND AND JANET GORKI TRUST

SECRET
35-535437S, IN 45
09570
NOV 19 1929
AUTOR
CAROLINA
CIVIL ENGINEER
SURVEYOR
PROPERTY

35-535437S, IN 45
09570
NOV 19 1929
AUTOR
CAROLINA
CIVIL ENGINEER
SURVEYOR
PROPERTY

SAC 2008-1848-2IM
Sheet 19 of 19